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Counsel to the Official Committee of Unsecured Creditors

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

CELSIUS NETWORK LLC, *et al.*,¹

Debtors.

WHITE & CASE LLP

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**NOTICE OF FILING OF CLASS PROOF OF CLAIM BY THE OFFICIAL
COMMITTEE OF UNSECURED CREDITORS ON BEHALF OF THE CLASS
REPRESENTATIVES ASSERTING NON-CONTRACT CLAIMS ON BEHALF OF
THEMSELVES AND OTHER SIMILARLY SITUATED ACCOUNT HOLDERS**

PLEASE TAKE NOTICE that, on April 18, 2023, the Court entered the *Order Granting*

¹ The Debtors in these Chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are: Celsius Network LLC (2148); Celsius KeyFi LLC (4414); Celsius Lending LLC (8417); Celsius Mining LLC (1387); Celsius Network Inc. (1219); Celsius Network Limited (8554); Celsius Networks Lending LLC (3390); Celsius US Holding LLC (7956); GK8 Ltd (1209); GK8 UK Limited (0893); and GK8 USA LLC (9450) (collectively, the "**Debtors**," and together with their non-Debtor affiliates "**Celsius**" or the "**Company**"). The location of Debtor Celsius Network LLC's principal place of business and the Debtors' service address in these Chapter 11 cases is 50 Harrison Street, Suite 209F, Hoboken, New Jersey 07030.

the Motion of the Official Committee of Unsecured Creditors (I) for Authority to File a Class Claim Asserting Non-Contract Claims on Behalf of Account Holders or (II) to Appoint a Third-Party Fiduciary to Assert Non-Contract Claims on Behalf of Account Holders [D.I. 2496] (the “Class Claim Order”) authorizing the Official Committee of Unsecured Creditors (the “Committee”) and any specified lead claimant or claimants to file a class claim or other representative action asserting non-contract claims of account holders against the Debtors.

PLEASE TAKE FURTHER NOTICE that, on April 28, 2023, the Committee filed Proof of Claim No. 29068 on the Debtors’ claims register (the “**Class Claim**”) in accordance with the Class Claim Order and pursuant to Federal Rule of Civil Procedure 23, made applicable by Federal Rules of Bankruptcy Procedure 7023 and 9014, on behalf of claimants Thomas DiFiore, Rebecca Gallagher and Ignat Tuganov in their individual and representative capacities (the “**Class Representatives**”). The Class Representatives assert the Class Claim on behalf of all Celsius account holders who were harmed by Celsius Network Limited’s (1) violation of the New York Deceptive Practices Act, New York False Advertising Act and New Jersey Consumer Fraud Act, (2) fraudulent misrepresentation, negligent misrepresentation, fraudulent concealment and unjust enrichment under New York common law, (3) breach of the implied duty of good faith and fair dealing, (4) fraudulent misrepresentation, negligent misrepresentation and unjust enrichment under English common law and (5) violation of Section 2 of the Misrepresentation Act 1967 under English law (such putative class, the “**Class**”).

PLEASE TAKE FURTHER NOTICE that attached hereto as **Exhibit A** is a true and correct copy of the Class Claim.

[Remainder of page intentionally left blank]

Dated: April 28, 2023
New York, New York

Respectfully submitted,

/s/ Aaron E. Colodny

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